

- MINUTES -
UTAH AIR QUALITY BOARD MEETING
MAY 13, 2002

I. CALL TO ORDER

Co-chair John Veranth called the meeting to order at 1:40 p.m.

Board members present:

John M. Veranth
Dianne R. Nielson
James R. Horrocks

Richard R. Olson
JoAnn B. Seghini
Dannie R. McConkie

Ernest E. Wessman
Jeffrey K. Utley

Executive Secretary: Richard W. Sprott

II. DATE OF THE NEXT AIR QUALITY BOARD MEETING

The next meeting of the Board will be held Wednesday, June 5, 2002.

III. APPROVAL OF THE MINUTES OF THE MARCH 13 AND APRIL 3, 2002, BOARD MEETINGS

Jeff Utley made the motion to approve the minutes of the March 13 and April 3, 2002, Board meetings. Dannie McConkie seconded the motion. The motion passed.

IV. FINAL ADOPTION: NEW RULE R307-310, SALT LAKE COUNTY: TRADING OF EMISSION BUDGETS FOR TRANSPORTATION CONFORMITY

Presenter: Colleen Delaney, Environmental Scientist

The Board approved this new rule for public comment on March 13. This new rule establishes a very limited trading program that would allow Wasatch Front Regional Council to move a portion of the budget for transportation conformity for PM10 in the Salt Lake County PM10 SIP to the budget for NOx.

The PM10 SIP for Salt Lake County was written in the very early 1990s, and this was before much was known about transportation conformity. The budget was derived from the technical support documentation of the PM10 SIP.

EPA has requested that DAQ perform a periodic review of this rule. The executive secretary will review the rule every three years to evaluate its performance and overall effect. If unintended consequences occur, DAQ would bring a recommendation to the Board to address those consequences.

A 30-day public comment period was held from April 30, 2002 to May 1, 2002. A public hearing was held on April 22, 2002. Two written comments were received regarding the proposed new rule. Kennecott Utah Copper encouraged the Division to do the technical analysis needed that would allow full trading between PM10, SOx and NOx in the future. The Sierra Club submitted comments expressing concerns about the effect of this rule on PM2.5 and also on the need to reduce mobile source emissions rather than trading with the mobile source budgets.

Staff recommends adopting the rule as proposed.

MOTION: Richard Olson made the motion to adopt this new rule. Jeff Utley seconded the motion. The motion passed.

Elden Bingham of the Utah Department of Transportation asked what will happen now that the Board has approved adoption of this new rule. Colleen Delaney responded that EPA has proposed approval of this new rule. The state and federal public comment processes are occurring simultaneously, thereby decreasing the overall time needed for full approval. The timing of the adoption of this new rule and full approval by EPA is critical to ensure that transportation conformity does not lapse in Salt Lake County.

V. FINAL ADOPTION: DELETE R307-110-16 AND SIP Section IX.G, CONTROL STRATEGIES FOR FLUORIDE

Presenter: Jan Miller, Rules Coordinator

This issues deals with emissions from a phosphate fertilizer plant that has been dismantled. A public hearing was held April 24; no one came. The public comment period closed on May 1; no written comments have been received.

Staff recommends adoption as proposed, which means deleting the SIP text and the rule.

MOTION: JoAnn Seghini made the motion to delete R307-110-16 with the fluoride SIP as proposed. Ernie Wessman seconded the motion. The motion passed.

VI. FINAL ADOPTION: R307-415-9, OPERATING PERMIT FEES

Due to some questions regarding clarity of the proposed language of this rule, this item will be postponed until the June 5 Air Quality Board meeting.

Richard Olson commented that not all sources of comments were identified in the *Summary of Comments and Responses*. Mr. Olson requested that, in the future, all sources of comments be identified. Staff agreed to do so.

VII. FINAL ADOPTION: R307-415-3, DEFINITION OF MAJOR SOURCE

Presenter: David Beatty, Manager, Operating Permits Section

On February 13, 2002, the Board proposed for public comment a change in the definition of major source, for the purpose of implementing the new federal language that was adopted by EPA last fall. A public hearing was held March 22; no oral comments were received. Kennecott submitted written comments supporting the change as proposed.

Staff recommends adoption of R307-415-3 as proposed.

MOTION: Jeff Utley made the motion to adopt R307-415-3, definition of major source. Richard Olson seconded the motion. The motion passed.

VIII. INFORMATION ITEMS

A. Regional Haze Briefing

Jan Miller presented this item to the Board. Ms. Miller is the coordinator for Utah's Visibility SIP. Ms. Miller presented an overview, via slide presentation, of visibility problems and causes, the regional haze rule, and how the regional haze work is getting done.

Ms. Miller mentioned that in the mid 1980s, Governor Bangerter created a task force on visibility protection. The task force concluded that the problem was regional haze. In the 1990 Clean Air Act Amendments, Congress created the Grand Canyon Visibility Transport Commission to look at visibility problems in the 16 Class I areas on the Colorado Plateau. The Commission recognized that all kinds of sources contribute to regional haze and recommended that reductions come from the full spectrum of existing pollution sources.

The Commission recommended that a follow-up body help with technical and policy recommendations. That body is the Western Regional Air Partnership (WRAP). This is a partnership of state, tribal and federal agencies that have joined together to cooperatively address air quality problems. The WRAP's decisions are made not by majority vote, but by consensus.

Ms. Miller continued, explaining the timetable for the visibility goals, culminating in the Board's approval of a regional haze SIP in December 2003.

B. Compliance Section Activities for February and March 2002

No questions or comments.

C. HAPS Compliance Activities for January, February and March 2002

Bryce Bird mentioned that Rocky Mountain Asbestos appealed the Board's decision regarding several notices of violation to the company. In April, the Appellate Court upheld the Board's decision.

D. Monitoring Activities for March and April 2002

Bob Dalley reviewed the hard copy data.

E. SIPs Update

No new information.

The meeting adjourned at 2:40 p.m.